

other income accrued in favor of the Attorney General under such licenses prior to the day of divestment shall be paid by the licensees to the Attorney General.

(c) Prevesting contracts; exceptions; payment of royalties to Attorney General

All rights or interests vested in the Alien Property Custodian or the Attorney General under the provisions of this Act [sections 1 to 6, 7 to 39, and 41 to 44 of this Appendix] subsequent to December 17, 1941, arising out of prevesting contracts entered into with respect to trademarks, except—

(1) royalties or other income received by or accrued in favor of the Alien Property Custodian or the Attorney General under such contracts;

(2) rights or interests which have been returned or otherwise disposed of under this Act [said sections];

(3) rights or interests vested by vesting orders 284, as amended (7 Fed. Reg. 9754; 9 Fed. Reg. 1038), 2354 (8 Fed. Reg. 14635), 5592 (11 Fed. Reg. 1675), and 18805 (17 Fed. Reg. 4364),

are hereby divested as a matter of grace, effective the ninety-first day after the date of enactment of this section [Oct. 23, 1962], and the persons entitled to such rights or interests shall succeed thereto, subject to the right of the Attorney General to collect and receive all unpaid royalties or other income accrued in his favor under such prevesting contracts prior to the day of divestment.

(d) Publication of ownership list in Federal Register; effective date of divestment; succession to ownership of equivalent trademarks

The Attorney General shall within forty-five days after the date of enactment of this section [Oct. 23, 1962] publish in the Federal Register a list of trademarks which at the date of vesting in the Alien Property Custodian or Attorney General were owned by persons who were resident in or had their sole or primary seat in the area of Germany now in the Soviet Zone of Occupation or in the Soviet sector of Berlin or in German territory under provisional Soviet or Polish administration. Notwithstanding the provisions of subsection (b) of this section, the effective date of divestment of the trademarks so listed and published in the Federal Register shall be the date of publication in the Federal Register by the Secretary of State of a certification identifying the cases in which an equivalent trademark has been registered in the Federal Republic of Germany for a person residing or having its sole or primary seat in the Federal Republic of Germany or in the western sectors of Berlin. In those cases of an equivalent trademark certified by the Secretary of State, the person registered by the Federal Republic of Germany as owner of such equivalent trademark shall succeed to the ownership of the divested trademark in the United States.

(Oct. 6, 1917, ch. 106, § 42, as added Pub. L. 87-861, § 2, Oct. 23, 1962, 76 Stat. 1139.)

TRANSFER OF FUNCTIONS

Functions of Alien Property Custodian and Office of Alien Property Custodian, except those relating to

property or interest in Philippines, are vested in Attorney General. See notes set out under section 6 of this Appendix.

§ 44. Motion picture prints, transfer of title

(a) Prints in custody of Library of Congress; exception

The Attorney General is authorized and directed to transfer to the Library of Congress the title to all prints of motion pictures now in the custody of the Library, which prints were vested in or transferred to the Alien Property Custodian or the Attorney General pursuant to this Act [sections 1 to 6, 7 to 39, and 41 to 44 of this Appendix] after December 17, 1941, except prints of motion pictures which are the subject of suits or claims under section 9(a) or section 32 of this Act [section 9(a) or section 32 of this Appendix].

(b) Prints in custody of Attorney General; exception; right of selection by Library of Congress; disposal of unselected prints by Attorney General

Subject to the right of selection by the Library of Congress, the authorization, direction, and exception contained in subsection (a) hereof shall apply with respect to such prints now in the custody of the Attorney General. Prints not selected by the Library of Congress may be disposed of by the Attorney General in any manner he deems appropriate.

(c) Retention, reproduction, and disposal of prints by Library of Congress

With respect to all prints concerning which title is transferred to the Library of Congress pursuant to subsections (a) and (b) hereof, the Library shall have complete discretion to retain such prints and to reproduce copies thereof, or to dispose of them in any manner it deems appropriate.

(Oct. 6, 1917, ch. 106, § 43, as added Pub. L. 87-861, § 2, Oct. 23, 1962, 76 Stat. 1140.)

TRANSFER OF FUNCTIONS

Functions of Alien Property Custodian and Office of Alien Property Custodian, except those relating to property or interest in Philippines, are vested in Attorney General. See notes set out under section 6 of this Appendix.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 39 of this Appendix.

SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1918

ACT MAR. 8, 1918, CH. 20, 40 STAT. 440

§§ 101 to 104. Omitted

CODIFICATION

Sections 101 to 104 were omitted as expired. See Termination note set out under sections 161 to 165 of this Appendix.

Section 101, act Mar. 8, 1918, ch. 20, § 100, 40 Stat. 440, related to declaration of purpose of this act.

Section 102, act Mar. 8, 1918, ch. 20, § 101, 40 Stat. 440, related to definitions.

Section 103, act Mar. 8, 1918, ch. 20, § 102, 40 Stat. 441, related to territorial application of this act, jurisdiction of courts, and form of procedure.

Section 104, act Mar. 8, 1918, ch. 20, §103, 40 Stat. 441, related to protection of persons secondarily liable.

§§ 111 to 116. Omitted

CODIFICATION

Sections 111 to 116 were omitted as expired. See Termination note set out under sections 161 to 165 of this Appendix.

Section 111, act Mar. 8, 1918, ch. 20, §200, 40 Stat. 441, related to default judgments, affidavits and bonds, and attorneys for persons in service. See Default Judgment note set out under sections 161 to 165 of this Appendix.

Section 112, act Mar. 8, 1918, ch. 20, §201, 40 Stat. 442, related to stay of proceedings where military service affected conduct.

Section 113, act Mar. 8, 1918, ch. 20, §202, 40 Stat. 442, related to relief against fines and penalties on contracts, etc., while in service.

Section 114, act Mar. 8, 1918, ch. 20, §203, 40 Stat. 442, related to stay of execution of judgments, attachments, etc., against persons in service.

Section 115, act Mar. 8, 1918, ch. 20, §204, 40 Stat. 442, related to duration and terms of stay and to codefendants not in service.

Section 116, act Mar. 8, 1918, ch. 20, §205, 40 Stat. 443, related to exclusion of period of military service from time of statutes of limitation.

§§ 121 to 124. Omitted

CODIFICATION

Sections 121 to 124 were omitted as expired. See Termination note set out under sections 161 to 165 of this Appendix.

Section 121, act Mar. 8, 1918, ch. 20, §300, 40 Stat. 443, related to rents, evictions, stay of proceedings, and allotment of pay to discharge.

Section 122, act Mar. 8, 1918, ch. 20, §301, 40 Stat. 443, related to contracts for the purchase of real or personal property and to actions on such contracts.

Section 123, act Mar. 8, 1918, ch. 20, §302, 40 Stat. 444, related to mortgages or trust deeds, actions thereon, stays, and sales under powers. See Limitation of Actions note set out under sections 161 to 165 of this Appendix.

Section 124, act Mar. 8, 1918, ch. 20, §303, as added Sept. 16, 1940, ch. 720, §13(c), 54 Stat. 896, related to installments contracts and agreements to terminate, repossess, or retain property transferred.

§§ 131 to 146. Omitted

CODIFICATION

Sections 131 to 146 were omitted as expired. See Termination note set out under sections 161 to 165 of this Appendix.

Section 131, act Mar. 8, 1918, ch. 20, §400, 40 Stat. 444, related to definitions concerning insurance.

Section 132, act Mar. 8, 1918, ch. 20, §401, 40 Stat. 444, related to application for insurance benefits and forms.

Section 133, act Mar. 8, 1918, ch. 20, §402, 40 Stat. 444, related to persons entitled to insurance benefits.

Section 134, act Mar. 8, 1918, ch. 20, §403, 40 Stat. 445, related to lists of persons entitled to insurance benefits.

Section 135, act Mar. 8, 1918, ch. 20, §404, 40 Stat. 445, related to applications on policies totaling more than \$5,000.

Section 136, act Mar. 8, 1918, ch. 20, §405, 40 Stat. 445, related to lapse of policies for nonpayment of premiums.

Section 137, act Mar. 8, 1918, ch. 20, §406, 40 Stat. 445, related to reports to the Bureau of War Risk Insurance.

Section 138, act Mar. 8, 1918, ch. 20, §407, 40 Stat. 446, related to verification of differences between premiums defaulted and paid.

Section 139, act Mar. 8, 1918, ch. 20, §408, 40 Stat. 446, related to bonds of the United States for the difference between premiums defaulted and paid.

Section 140, act Mar. 8, 1918, ch. 20, §409, 40 Stat. 446, related to holding of United States bonds as security for payment of premiums.

Section 141, act Mar. 8, 1918, ch. 20, §410, 40 Stat. 446, related to deduction of unpaid premiums from proceeds of policies.

Section 142, act Mar. 8, 1918, ch. 20, §411, 40 Stat. 446, related to payment of past due premiums on termination of service.

Section 143, act Mar. 8, 1918, ch. 20, §412, 40 Stat. 446, related to accounts stated between insurers and the United States.

Section 144, act Mar. 8, 1918, ch. 20, §413, 40 Stat. 447, related to payments of balances due insurers.

Section 145, act Mar. 8, 1918, ch. 20, §414, 40 Stat. 447, related to policies to which these provisions did not apply.

Section 146, act Mar. 8, 1918, ch. 20, §415, 40 Stat. 447, related to companies or associations to which these provisions applied.

§§ 151, 152. Omitted

CODIFICATION

Sections 151 and 152 were omitted as expired. See Termination note set out under sections 161 to 165 of this Appendix.

Section 151, act Mar. 8, 1918, ch. 20, §500, 40 Stat. 447, related to application of this section to taxes or assessments and to sale of property for failure to pay taxes or assessments.

Section 152, act Mar. 8, 1918, ch. 20, §501, 40 Stat. 448, related to rights to public lands as not forfeited.

§§ 161 to 165. Omitted

CODIFICATION

Sections 161 to 165 were omitted as expired. See Termination note set out below.

Section 161, act Mar. 8, 1918, ch. 20, §600, 40 Stat. 448, related to transfers to take advantage of this act.

Section 162, act Mar. 8, 1918, ch. 20, §601, 40 Stat. 448, related to certificates of military service, persons reported missing, and presumptions.

Section 163, act Mar. 8, 1918, ch. 20, §602, 40 Stat. 449, related to revocation of interlocutory orders.

Section 164, act Mar. 8, 1918, ch. 20, §603, 40 Stat. 449, provided that the act of Mar. 8, 1918, remain in force until the termination of the war and for six months thereafter and that the provisions of the Act remain in effect as long as necessary for the exercise or enjoyment of any proceeding, remedy, privilege, stay, limitation, accounting, or other transaction authorized by the Act.

Section 165, act Mar. 8, 1918, ch. 20, §604, 40 Stat. 449, provided that this Act be cited as the Soldiers' and Sailors' Civil Relief Act.

TERMINATION AFTER OCTOBER 17, 1940

Sections 101 to 104, 111 to 116, 121 to 124, 131 to 146, 151, 152, and 161 to 165 of this Appendix were rendered inapplicable to military service performed after Oct. 17, 1940, under Selective Training and Service Act of 1940 and Army Reserve and Retired Personnel Law of 1940 by section 585 of this Appendix. Some of the sections had previously been made applicable to those 1940 acts by sections 313 and 404 of this Appendix. Present provisions on soldier's and sailor's civil relief are contained in section 501 et seq. of this Appendix.

DEFAULT JUDGMENTS

Act Sept. 3, 1919, ch. 55, 41 Stat. 282, provided that where default judgments were entered and no affidavits required by section 111 of this Appendix had been filed, the plaintiff, on notice, could file an affidavit stating that persons in default were not in military service at time of entry of default judgment and authorized court to enter an order making the judgment effective as of date of entry.

LIMITATION OF ACTIONS ON CLAIMS UNDER SECTION 123(3)

Act Mar. 4, 1923, ch. 284, 42 Stat. 1510, provided that claims under section 123(3) of this Appendix must have been asserted prior to Mar. 4, 1923 or within one year thereafter.

SELECTIVE DRAFT ACT OF 1917

ACT MAY 18, 1917, CH. 15, 40 STAT. 76

§§ 201 to 211. Omitted

CODIFICATION

Sections 201 to 211 were omitted pursuant to section 4 of act June 15, 1917, set out as an Effect of Termination of World War I note under sections 213, 214 of this Appendix.

Section 201, act May 18, 1917, ch. 15, §1, 40 Stat. 76, related to emergency increase in the Army, draft of National Guard and additional forces, volunteer divisions, and to the organization of the Army.

Section 202, acts May 18, 1917, ch. 15, §2, 40 Stat. 77; July 9, 1918, ch. 143, subch. XII, 40 Stat. 885; Aug. 31, 1918, ch. 166, §1, 40 Stat. 955; Oct. 14, 1940, ch. 876, §504, 54 Stat. 1172, related to manner of attaining increased forces, eligibility for the draft, quotas, period of service, and the government of the forces raised.

Section 203, act May 18, 1917, ch. 15, §3, 40 Stat. 78, related to bounties to induce enlistments, substitutes, and payments to escape service.

Section 204, acts May 18, 1917, ch. 15, §4, 40 Stat. 78; Aug. 31, 1918, ch. 166, §2, 40 Stat. 955, related to exemptions from the draft and to draft and appeal boards, and was repealed by Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 643.

Section 205, acts May 18, 1917, ch. 15, §5, 40 Stat. 80; Aug. 31, 1918, ch. 166, §3, 40 Stat. 955, related to registration, the persons required to register, and to penalties for failure to register.

Section 206, act May 18, 1917, ch. 15, §6, 40 Stat. 80, related to utilization of departments and officers, etc., use of franks, and offenses and punishments, and was repealed by Pub. L. 89-554, §8(a), Sept. 6, 1966, 80 Stat. 643.

Section 207, acts May 18, 1917, ch. 15, §7, 40 Stat. 81; July 9, 1918, ch. 143, subch. XIII, 40 Stat. 885, related to voluntary enlistments and to geographical groupings of enlisted or drafted men.

Section 208, acts May 18, 1917, ch. 15, §8, 40 Stat. 81; Apr. 20, 1918, ch. 61, 40 Stat. 534, related to temporary appointment of general officers and to vacancies in the Regular Army.

Section 209, act May 18, 1917, ch. 15, §9, 40 Stat. 82, related to periods of appointments and discharges for cause.

Section 210, act May 18, 1917, ch. 15, §10, 40 Stat. 82, related to pay, allowances, and pensions.

Section 211, act May 18, 1917, ch. 15, §11, 40 Stat. 82, related to suspension of restrictions on detail, detachment and employment of personnel.

§ 212. Repealed. Aug. 27, 1935, ch. 740, title II, § 203, 49 Stat. 878

Section, act May 18, 1917, ch. 15, §12, 40 Stat. 82, related to regulation and prohibition of alcoholic liquors by the President.

§§ 213, 214. Omitted

CODIFICATION

Sections 213 and 214 were omitted pursuant to section 4 of act June 15, 1917, set out as an Effect of Termination of World War I note below.

Section 213, acts May 18, 1917, ch. 15, §13, 40 Stat. 83; July 9, 1918, ch. 143, subch. XIV, 40 Stat. 885, related to prohibition of prostitution. See section 1384 of Title 18, Crimes and Criminal Procedure.

Section 214, act May 18, 1917, ch. 15, §14, 40 Stat. 83, related to suspension of conflicting laws.

EFFECT OF TERMINATION OF WORLD WAR I

Act June 15, 1917, ch. 29, §4, 40 Stat. 217, provided in part that compulsory military service under sections 201 to 214 of this Appendix should cease four months after proclamation of peace by the President.

DURATION OF SERVICE

Act June 15, 1917, ch. 29, §4, 40 Stat. 217, provided in part that draftees and enlistees should serve for the duration of the war.

SUPPLEMENTAL PROVISIONS RELATING TO GENERAL OFFICERS

Act Oct. 6, 1917, ch. 105, §3, 40 Stat. 410, provided that section 208 of this Appendix should be construed to authorize the President to appoint the Chief of Staff and the commander of United States forces in France as generals, the commander of an army corps as lieutenant general, and their rate of pay and allowances.

EXTENSION OF SECTIONS 212 AND 213 OF THIS APPENDIX TO THE NAVY

Act Oct. 6, 1917, ch. 92, 40 Stat. 393, extended the provisions of sections 212 and 213 of this Appendix to include the Navy.

CALLING OF CERTAIN DEFERRED CLASSES FOR SERVICE

Act May 16, 1918, ch. 76, 40 Stat. 554, authorized the President to call for immediate military service persons who were placed in deferred classes.

REGISTRATION OF PERSONS ATTAINING AGE OF 21 SINCE JUNE 5, 1917

Act May 20, 1918, ch. 79, 40 Stat. 557, authorized the President to proclaim a registration date for persons who attained the age of 21 since June 5, 1917, and authorized further proclamations from time to time as necessary.

POWER OF PRESIDENT TO INCREASE DRAFTED ARMY

Act July 9, 1918, ch. 143, subch. XXI, 40 Stat. 894, authorized the President to draft the maximum number of men necessary for prosecution of the war.

SERVICES FOR WHICH DRAFTEE LIABLE

Act Aug. 31, 1918, ch. 166, §4, 40 Stat. 955, provided for allotment of draftees to Army, Navy, and Marine Corps.

REPEAL OF RESTRICTIONS ON ENLISTMENTS; PERIOD OF ENLISTMENTS; SERVICE WITH RESERVES; PAY OF ENLISTED MEN

Act Feb. 28, 1919, ch. 79, 40 Stat. 1211, provided for repeal of so much of sections 207 and 214 of this Appendix as imposed restrictions on enlistments in Regular Army, the period of such enlistments, did not require service with the reserves, rate of pay, and discharge after one year's service to those who enlisted for three years, in discretion of Secretary of the Army.

STATUS OF DESERTERS; PROSECUTION OF DRAFT VIOLATORS

Act Mar. 8, 1922, ch. 101, 42 Stat. 421, provided for extension of time within which deserters and draft violators could be prosecuted.

PROC. NO. 2068. PARDON OF PERSONS CONVICTED OF VIOLATING SECTION 205

Proc. No. 2068, Dec. 23, 1933, 48 Stat. 1725, granted full pardon to all persons who had theretofore been convicted of a violation of or of a conspiracy to violate section 205 of this Appendix, and who had complied with their sentences.